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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 REARDEN LLC and REARDEN MOVA
12 LLC,

13 Plaintiffs,

14 vs.

15 THE WALT DISNEY COMPANY, WALT
16 DISNEY MOTION PICTURES GROUP,
17 INC., BUENA VISTA HOME
ENTERTAINMENT, INC., MARVEL
18 STUDIOS, LLC, and MANDEVILLE
FILMS, INC.,

19 Defendants.

20 REARDEN LLC and REARDEN MOVA
21 LLC,

22 Plaintiffs,

23 vs.

24 TWENTIETH CENTURY FOX FILM
25 CORPORATION and TWENTIETH
CENTURY FOX HOME
ENTERTAINMENT LLC,

26 Defendants.

Case Nos. 3:17-cv-04006-JST
3:17-cv-04191-JST
3:17-cv-04192-JST

**STIPULATION AND [PROPOSED]
ORDER RE: BRIEFING SCHEDULE ON
MOTION FOR SUMMARY JUDGMENT
ON CAUSAL NEXUS ISSUE**

Judge: Hon. Jon S. Tigar

1 REARDEN LLC and REARDEN MOVA
2 LLC,

3 Plaintiffs,

4 vs.

5 PARAMOUNT PICTURES
6 CORPORATION and PARAMOUNT
7 HOME ENTERTAINMENT
8 DISTRIBUTION INC.

9 Defendants.

WHEREAS, the Studio Defendants requested leave to file an early summary judgment motion on the issue whether Plaintiffs can establish the causal nexus for a claim of “indirect profits” under the Copyright Act (Dkt. 127, No. 17-cv-04006; Dkt. 93, No. 17-cv-04191; Dkt. 93, No. 17-cv-04192).

WHEREAS, the Court granted the Studio Defendants’ request to file a summary judgment motion on the causal nexus issue and set a briefing schedule (Dkt. 128, No. 17-cv-04006; Dkt. 94, No. 17-cv-04191; Dkt. 94, No. 17-cv-04192).

WHEREAS, the Studio Defendants have requested, and Plaintiffs have agreed, that the Studio Defendants may have an additional two weeks to file their moving papers, and that the other dates in the Court-ordered briefing schedule should likewise be adjusted by two weeks.

THE PARTIES THEREFORE STIPULATE:

[1] The schedule for the Studio Defendants’ summary judgment motion on the causal nexus issue shall be continued by two weeks, as follows:

Defendants file motion for summary judgment on causal nexus issue	February 28, 2019
Plaintiffs email a letter to Defendants identifying the discovery Plaintiffs contend they need to oppose the motion	March 7, 2019
Deadline for parties to complete meet-and-confer on Plaintiffs’ discovery requests relating to motion	March 21, 2019
Parties file either: a. Stipulation and proposed order with schedule (i) for completing agreed-upon discovery relating to motion and (ii) filing opposition and reply briefs on motion or b. Simultaneous letter briefs (each not to exceed five single-spaced pages) setting forth their respective positions on discovery requests and schedule for finishing discovery and briefing on motion	April 4, 2019

1 [2] Should the parties submit simultaneous letter briefs as set forth above, they shall
2 submit a separate, jointly prepared summary of their meet-and-confer efforts. The first draft of
3 such summary shall be prepared by Defendants and shall be served (but not filed) by March 29,
4 2019. Any proposed revisions shall be served by Plaintiffs by April 2, 2019. Defendants shall file
5 the final version of the summary on April 4, 2019.

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7 DATED: January 30, 2019

HAGENS BERMAN SOBOL SHAPIRO LLP

8 By: /s/ Mark S. Carlson¹
9 MARK S. CARLSON

10 *Attorneys for Plaintiffs*

11 DATED: January 30, 2019

12 MUNGER, TOLLES & OLSON LLP

13 By: /s/ Kelly M. Klaus
14 KELLY M. KLAUS

15 *Attorneys for Defendants*
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28 ¹ Signed electronically by Kelly M. Klaus with the concurrence of Mark S. Carlson, pursuant to
L.R. 5-1(i)(3).

1 **[PROPOSED] ORDER**

2 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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4
5 January 30, 2019

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7 The Honorable Jon S. Tigar
8 United States District Judge
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